

UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO: 3:16-cv-30142

JUNIOR WILLIAMS,  
Plaintiff,

vs.

KAWASAKI MOTORS CORP.,  
U.S.A.; KAWASAKI HEAVY INDUSTRIES,  
LTD; AND SPRINGFIELD MOTOR SPORTS,  
LLC;  
Defendants.

**PLAINTIFFS MOTION TO AMEND COMPLAINT**

Plaintiff Junior Williams respectfully moves this Court for an Order pursuant to Fed. R. Civ. P. 25(a) and 15(a)(1)(B) permitting plaintiff to file an amended complaint and substituting the correct Plaintiffs in this action. A copy of the proposed third amended complaint is attached hereto as Exhibit 1.

Plaintiff Junior Williams passed away on or about July 27, 2018 for this reason Counsel for Plaintiff Junior Williams respectfully requested that the Court exercise its discretion to stay this action for ninety (90) days pending the appointment of an administrator/executor of Junior Williams' estate. The court granted the stay which has been since been lifted.

The proposed third amended complaint is substantially the same as Plaintiff's second amended complaint, in that it continues with the same causes of actions, consisting of Products Liability, Breach of Warranty and Negligence against the same Defendants, Kawasaki and Springfield Motors, but adds two additional causes of actions, Wrongful Death and a Survival



action. Plaintiffs respectfully request that the court approve the proposed amended complaint so that the correct parties can be substituted in on behalf of the decedent, Junior Williams.

Treslan A. Williams (father of former Plaintiff and decedent Junior Williams) was appointed as the personal representative of Junior Williams estate. A copy of the appointment of Treslan A. Williams as the personal representative of the estate for Junior Williams is attached hereto as Exhibit 2.

Tierra Sherman mother of Aniyah Williams (a minor and daughter of Junior Williams) has been appointed as Aniyah's conservator. A copy of the appointment of Tierra Sherman as the Conservator of Aniyah Williams is attached hereto as Exhibit 3.

### **CONCLUSION**

For the foregoing reasons, Plaintiff counsel respectfully requests that the Court grant this motion and file the third amended complaint in order to substitute TRESLAN A. WILLIAMS as a personal representative of the Estate of JUNIOR WILLIAMS and ANIYAH WILLIAMS, a minor represented by Conservator TIERRA SHERMAN as the new Plaintiffs and add two additional causes of action for wrongful death and a survival action as against Defendants Kawasaki and Springfield Motors. Plaintiff further moves that this case be re-captioned TRESLAN A. WILLIAMS as a personal representative of the Estate of JUNIOR WILLIAMS and ANIYAH WILLIAMS, a minor represented by Conservator TIERRA SHERMAN vs. KAWASAKI MOTORS CORP., U.S.A.; KAWASAKI HEAVY INDUSTRIES, LTD; AND SPRINGFIELD MOTOR SPORTS, LLC.

Respectfully submitted,

/s/ John N. Greenwood

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**CERTIFICATE OF SERVICE**

I, John Greenwood, attorney for plaintiff Junior Williams, hereby certify that on November 16, 2018, a true copy of the foregoing Plaintiff's Motion to Amend the Complaint will be filed through the ECF System and sent electronically to the registered participants as identified on the Notice of Electronic Filing and papers copies will be served by first-class mail, postage prepaid upon anyone indicated as a non-registered participant and to:

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/s/John Greenwood  
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